

on attorneys' fees under any global tobacco settlement. **Page S2940**

During consideration of this measure today, Senate also took the following action:

Three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected motions to waive certain provisions of the Congressional Budget Act with respect to consideration of the following amendments:

By 46 yeas to 54 nays (Vote No. 54), Conrad/Lautenberg/Bingaman/Reed Amendment No. 2174, to ensure that the tobacco reserve fund in the resolution protects public health. **Pages S2905–09**

By 38 yeas to 62 nays (Vote No. 55), Coverdell Amendment No. 2199, to provide middle class tax relief. **Pages S2880–87, S2906–08**

By 42 yeas to 58 nays (Vote No. 58), Lautenberg (for Hollings) Amendment No. 2193, to provide a supermajority point of order against any change in the off-budget status of Social Security. **Pages S2933, S2940–44, S2949–50**

By 54 yeas to 45 nays (Vote No. 60), Craig Amendment No. 2211, to modify the pay-as-you-go requirement of the budget process to require that direct spending increases be offset only with direct spending decreases. **Pages S2946–48, S2950–51**

Subsequently, a point of order that the amendments were violations of the Congressional Budget Act was sustained, and the amendments thus fell. **Pages S2908, S2950–51**

A unanimous-consent agreement was reached providing for further consideration of the bill on Thursday, April 2, 1998. **Page S3021**

**Visa Waiver Pilot Program Reauthorization Act:** Senate concurred in the amendments of the House to S. 1178, to amend the Immigration and Nationality Act to extend the visa waiver pilot program, clearing the measure for the President. **Page S3019**

**Wireless Telephone Protection Act:** Senate concurred in the amendments of the House to S. 493, to amend section 1029 of title 18, United States Code, with respect to cellular telephone cloning paraphernalia, clearing the measure for the President. **Pages S3019–21**

**Nominations—Agreement:** A unanimous-consent agreement was reached providing for the consideration of the nominations of G. Patrick Murphy, to be United States District Judge for the Southern District of Illinois, and Michael P. McCuskey, to be United States District Judge for the Central District of Illinois, on Thursday, April 2, 1998, with votes to occur thereon. **Page S3015**

**Removal of Injunction of Secrecy:** The injunction of secrecy was removed for the following treaty:

Inter-American Convention Against Corruption. (Treaty Doc. 105–39)

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed. **Pages S3014–15**

**Nominations Received:** Senate received the following nominations:

Timothy B. Dyk, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit.

1 Army nomination in the rank of Chief, Army Reserve, United States Army.

Routine lists in the Air Force, Army, Navy.

**Page S3022**

**Messages From the House:** **Page S2967**

**Measures Placed on Calendar:** **Page S2967**

**Communications:** **Page S2967**

**Petitions:** **Page S2967**

**Executive Reports of Committees:** **Page S2967**

**Statements on Introduced Bills:** **Pages S2968–87**

**Additional Cosponsors:** **Pages S2987–89**

**Amendments Submitted:** **Pages S2989–S3007**

**Notices of Hearings:** **Page S3007**

**Authority for Committees:** **Pages S3007–08**

**Additional Statements:** **Pages S3008–14**

**Record Votes:** Eight record votes were taken today. (Total—60) **Pages S2895, S2908, S2929, S2948–49, S2951**

**Adjournment:** Senate convened at 10 a.m., and adjourned at 10:33 p.m., until 8:30 a.m., on Thursday, April 2, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record, on pages S3021–22.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—INTERIOR

*Committee on Appropriations:* Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1999 for the Department of the Interior, receiving testimony from Bruce Babbitt, Secretary of the Interior.

Subcommittee will meet again on Thursday, April 23.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held hearings on proposed budget estimates for fiscal

year 1999 for Department of Defense medical programs, receiving testimony from Lt. Gen. Ronald R. Blanck, Surgeon General of the Army; Vice Adm. Harold M. Koenig, Surgeon General of the Navy; Lt. Gen. Charles H. Roadman, II, Surgeon General of the Air Force; Brig. Gen. Bettye H. Simmons, Chief, Army Nurse Corps; Capt. Mary Ann Gardner, Deputy Director, Navy Nurse Corps; and Brig. Gen. Linda J. Stierle, Director, Medical Readiness Doctrine and Planning and Nursing Services, Department of Defense.

Subcommittee will meet again on Wednesday, April 22.

#### APPROPRIATIONS—NIH

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1999 for the National Institutes of Health, receiving testimony from Harold E. Varmus, Director, National Institutes of Health, Department of Health and Human Services, who was accompanied by several of his associates.

Subcommittee recessed subject to call.

#### IDENTITY THEFT

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Financial Services and Technology concluded hearings to examine the impact and extent of the illegal use of personal identifiers (social security numbers, credit cards, or personal identifications) and other related data often available through the electronic media, and the need for legislation to identify a single federal agency with jurisdiction to investigate and prosecute criminals involved in crimes of identity theft, after receiving testimony from James Bauer, Deputy Assistant Director, Office of Investigations, United States Secret Service, Department of the Treasury; Wayne C. Matus, New York, New York; Darylle Goodfield, Los Angeles, California; and Sue Carter, Southern California.

#### BUSINESS MEETING

*Committee on Commerce, Science, and Transportation:* Committee ordered favorably reported S. 1415, to reform and restructure the processes by which tobacco products are manufactured, marketed, and distributed, to prevent the use of tobacco products by minors, and to redress the adverse health effects of tobacco use, with an amendment in the nature of a substitute.

#### NATIONAL PARK SYSTEM

*Committee on Energy and Natural Resources:* Subcommittee on National Parks, Historic Preservation, and Recreation held hearings on certain provisions of S. 1693, to renew, reform, reinvigorate, and protect

the National Park System, focusing on Title I, to reform management operations of the National Park Service, Title II, to provide for the establishment of criteria for creating new units of the National Park Systems, Title III, to extend the current recreational fee demonstration program through September 30, 2005 and expand it to all units of the National Park System, and Title V, to create a passport specifically for use for admission to units of the National Park System, receiving testimony from Robert G. Stanton, Director, National Park Service, Department of the Interior; Edward M. Norton, National Trust for Historic Preservation, Albert C. Eisenberg, National Parks and Conservation Association, David J. Humphreys, American Recreation Coalition, and William P. Horn, Birch, Horton, Bittner, and Cherot, all of Washington, D.C.; and Rick Gale, Boise, Idaho, on behalf of the Association of National Park Rangers.

Subcommittee will meet again on Thursday, April 30.

#### INDOOR AIR QUALITY

*Committee on Environment and Public Works:* Committee concluded hearings to examine issues relating to indoor air quality, focusing on the health effects of second-hand smoke in the workplace and in homes, and related provisions of the proposed tobacco settlement between State Attorneys General and the tobacco industry, after receiving testimony from Carol M. Browner, Administrator, Environmental Protection Agency; Michael P. Eriksen, Director, Office on Smoking and Health, National Center for Chronic Disease Prevention and Health Promotion, Centers for Disease Control and Prevention, Department of Health and Human Services; Kansas Attorney General Carla J. Stovall, Topeka; Gregory N. Connolly, Massachusetts Department of Public Health, Boston; Alfred Munzer, Washington Adventist Hospital, Takoma Park, Maryland, on behalf of the American Lung Association; Robert K. Lemons, Building Owners and Managers Association of Boston, Cambridge, Massachusetts; and Michael Sternberg, Sam & Harry's Restaurants, Washington, D.C., on behalf of the National Restaurant Association.

#### BUSINESS MEETING

*Committee on Governmental Affairs:* Committee ordered favorably reported the following business items:

H.R. 1836, to amend chapter 89 of title 5, United States Code, to improve administration of sanctions against unfit health care providers under the Federal Employees Health Benefits Program, with an amendment;

S. 1642, to improve the effectiveness and performance of Federal financial assistance programs, simplify Federal financial assistance application and reporting requirements, and improve the delivery of services to the public;

H.R. 2766, to designate the United States Post Office located at 215 East Jackson Street in Painesville, Ohio, as the "Karl Bernal Post Office Building";

H.R. 2773, to designate the facility of the United States Postal Service located at 3750 North Kedzie Avenue in Chicago, Illinois, as the "Daniel J. Doffyn Post Office Building";

S. 1886, to designate the facility of the United States Postal Service located at 3750 North Kedzie Avenue in Chicago, Illinois, as the "Daniel J. Doffyn Post Office Building";

H.R. 2836, to designate the building of the United States Postal Service located at 180 East Kellogg Boulevard in Saint Paul, Minnesota, as the "Eugene J. McCarthy Post Office Building";

H.R. 3120, A bill to designate the United States Post Office located at 95 West 100 South Street in Provo, Utah, as the "Howard C. Nielson Post Office Building"; and

The nominations of Elaine D. Kaplan, of the District of Columbia, to be Special Counsel, Office of Special Counsel, Ruth Y. Goldway, of California, to be a Commissioner of the Postal Rate Commission, and Melvin R. Wright, to be an Associate Judge of the Superior Court of the District of Columbia.

Prior to this action, committee concluded hearings on the nomination of Mr. Wright (listed above), after the nominee testified and answered questions in his own behalf.

## YEAR 2000 CONVERSION

*Committee on Governmental Affairs:* Committee concluded hearings to examine Federal agencies' efforts to successfully convert computer systems for the Year 2000, focusing on the progress of strategies being implemented to avoid major computer disruptions, after receiving testimony from John A. Koskinen, Chair, President's Council on the Year 2000 Conversion; Kevin L. Thurm, Deputy Secretary of Health and Human Services; and Mortimer L. Downey, Deputy Secretary of Transportation.

## AIRLINE HUB PRACTICES

*Committee on the Judiciary:* Subcommittee on Antitrust, Business Rights, and Competition concluded hearings to examine the state of competition in the domestic aviation industry, focusing on whether airline hubs produce competitive benefits or impose monopoly prices on the public, after receiving testimony from Richard B. Hirst, Northwest Airlines, Inc., St. Paul, Minnesota; Steven A. Morrison,

Northeastern University, Boston, Massachusetts; Cyril D. Murphy, United Airlines, Inc., Chicago, Illinois; Robert J. Spane, Vanguard Airlines, Mission, Missouri; and Kevin C. Stamper, Pro Air, Inc., Detroit, Michigan.

## BUSINESS MEETING

*Committee on Labor and Human Resources:* Committee ordered favorably reported the following business items:

S. 1882, authorizing funds for fiscal year 1999 for programs of the Higher Education Act, with amendments;

S. 1754, to consolidate and authorize funds for health professions and minority and disadvantaged health professions and disadvantaged health education programs, with an amendment in the nature of a substitute; and

The nominations of Rebecca T. Bingham, of Kentucky, and Martha B. Gould, of Nevada, each to be a Member of the National Commission on Libraries and Information Science, Scott Snyder Fleming, of Virginia, to be Assistant Secretary of Education for Legislation and Congressional Affairs; and Cherryll T. Thomas, of Illinois, to be a Member of the Railroad Retirement Board.

## BUSINESS MEETING

*Committee on Indian Affairs:* Committee ordered favorably reported the following business items:

S. 1279, to provide for the transfer of services and personnel from the Bureau of Indian Affairs to the Office of Self-Governance of the Department of the Interior, and to emphasize the need for job creation on Indian reservations, with an amendment in the nature of a substitute;

S. 1797, to reduce tobacco use by Native Americans and to make the proposed tobacco settlement applicable to tobacco-related activities on Indian lands, with amendments; and

The nomination of Katherine L. Archuleta, of Colorado, to be a Member of the Institute of American Indian and Alaska Native Culture and Arts Development.

## INDIAN GAMING REGULATORY IMPROVEMENT ACT

*Committee on Indian Affairs:* Committee held hearings on S. 1870, to provide the National Indian Gaming Commission with resources to monitor and regulate certain Indian gaming operations, receiving testimony from Kevin Gover, Assistant Secretary of the Interior for Indian Affairs; Mayor Art Madrid, La Mesa, California; Tadd M. Johnson, National Indian Gaming Commission, Raymond C. Scheppach, National Governors' Association, and W. Ron Allen,

National Congress of American Indians, all of Washington, D.C.; Deborah Doxtator, Oneida Tribe of Indians of Wisconsin, Oneida; and Daniel Tucker,

California Nations Indian Gaming Association, Sacramento.

Hearings were recessed subject to call.

## House of Representatives

### Chamber Action

**Bills Introduced:** 76 public bills, H.R. 3615–3690; and 5 resolutions, H. Con. Res. 257–260, and H. Res. 406 were introduced. Pages H2051–55

**Reports Filed:** Reports were filed as follows:

H.R. 2691, to reauthorize and improve the operations of the National Highway Traffic Safety Administration, amended (H. Rept. 105–477);

H.R. 1252, to modify the procedures of the Federal courts in certain matters, amended (H. Rept. 105–478);

H.R. 2729, a private bill, for the relief of Ruth Hairston by waiver of a filing deadline for appeal from a ruling relating to her application for a survivor annuity (H. Rept. 105–479); and

H.R. 2431, to establish an Office of Religious Persecution Monitoring, to provide for the imposition of sanctions against countries engaged in a pattern of religious persecution (H. Rept. 105–480). Page H2051

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designated Representative Hefley to act as Speaker pro tempore for today. Page H1855

**Guest Chaplain:** The prayer was offered by the guest Chaplain, the Reverend Douglas Tanner of Washington, D.C. Page H1855

**Suspension—Credit Union Membership Access Act:** The House agreed to suspend the rules and pass H.R. 1151, to amend the Federal Credit Union Act to clarify existing law and ratify the longstanding policy of the National Credit Union Administration Board with regard to field of membership of Federal credit unions, by a yeas and nays vote of 411 yeas to 8 nays, Roll No. 92. Pages H1868–85

**Rules Committee Resolutions:** Agreed by unanimous consent that H. Res. 309 and H. Res. 403 be laid on the table. Page H1885

**Building Efficient Surface Transportation and Equity Act:** The House passed H.R. 2400, to authorize funds for Federal-aid highways, highway safety programs, and transit programs by a recorded vote of 337 yeas to 80 nays with 2 voting “present”, Roll No. 98. Pages H1885–H2030

Agreed To:

The Shuster manager’s amendment, as modified, that makes various technical changes including provisions relating to partnerships with nongovernmental entities; the Indian reservation roads program; the Federal share for certain safety projects; a substitute project for the District of Columbia in lieu of Barney Circle freeway; use of HOV lanes by electric vehicles; a highway safety education and information study and report to Congress; studies on clean fuel vehicles, electronic data, and future strategic highway research; an integrated surface transportation strategic planning process; and a surface transportation-environment cooperative research program; Pages H1989–97

The Davis of Illinois amendment that allocates an additional \$108 million for the access to jobs challenge grant pilot program designed to transport welfare recipients to and from jobs and activities related to their employment (agreed to by a recorded vote of 242 yeas to 175 nays, Roll No. 94); Pages H1997–H2000, H2012

Rejected:

The Roukema amendment that sought to strike the Disadvantaged Business Enterprises section and insert language encouraging affirmative action and prohibiting discrimination or preferential treatment (rejected by a recorded vote of 194 yeas to 225 nays with 1 voting “present”, Roll No. 93); Pages H2000–12

The Graham amendment that sought to reduce highway project authorization funding and transit project authorization funding by approximately \$18 billion during fiscal years 1998 through 2003 (rejected by a recorded vote of 79 yeas to 337 nays with 2 voting “present”, Roll No. 95); Pages H2012–15, H2027–28

The Spratt amendment in the nature of a substitute that sought to extend funding for an additional two months for each of the programs for which an extension was provided under the Surface Transportation Extension Act of 1997 (rejected by a recorded vote of 106 yeas to 312 nays with 1 voting “present”, Roll No. 96); and Pages H2016–19, H2028–29

The Kasich amendment in the nature of a substitute that sought to establish the Transportation